

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Service – I&CAD Dept. – Sri T. Krishna Murthy, S.E(Retd) and Sri M.V.C.H. Krishna Murthy, DAO(retd.) - Verification of works in Singoor Project – Allegations of Non imposition of Liquidated damages in execution - Disciplinary proceedings initiated – Further action dropped – Orders – Issued.

IRRIGATION & C.A.D. (Ser.VII.(V&E)A.1) DEPARTMENT

G.O.Rt.No. 1127

Dated: 23-09-2010

Read the following:

1. From the Director General (Vig. & Enft.) & E.O. Prl. Secy. to Govt., G.A.D. Vigilance Report No.113(1345/V&E/E1/03), Dt. 30.09.2003
2. G.O.Rt.No.156 I&CAD(CAD Services II) Dept. dt.7-2-2004.
3. G.O.Rt.No.158 I&CAD(CAD Services II) Dept. dt.7-2-2004.
4. From Sri T. Krishna Murthy, Supdt. Engineer, WSSD Dt. 17-03-2004.
5. From Sri M.V.CH. Krishna Murthy, DAO, WSSD Dt. Nil.
6. G.O.RT.No. 1780 I&CAD(Ser.VII(V&E-1) Dept., Dt. 5-12-2005.
7. From Sri Sathynarayana, Member, GA(COI-SSN) Dept. Lr.No. 570/COI-SSN/A1/2005, Dt. 25-05-2007.
8. Govt. Memo No. 18078/Ser.VII(V&E)A.1/2003-6, Dt. 7-6-2007.
9. From Sri T. Krishna Murthy, SE(Retd.) Representation Dt. 05-07-2007.
10. From Sri M.V.C.H. Krishna Murthy,DAO(Retd.) Representation Dt. 10-7-2007.
11. From Sri T. Krishna Murthy, Supdt. Engineer (Retd.) representation Dt. 04-08-2010.

ORDER:

In the reference 1st read above, it was brought to the notice of the Government that during Verification of works in Singoor Project, it was noticed that the following officers were found responsible for non imposition of Liquidated damages on the contractor.

1. Sri T. Krishnamurthy, SE,
2. Sri B. Vidya Sagar, Executive Engineer,
3. Sri M.V.Ch. Krishna Murthy, DAO

2. After examining the matter, it was decided to initiate departmental action on the individuals responsible for non imposition of Liquidated damages on the contractor. Accordingly, in the reference 2nd and 3rd read above, charges were framed against Sri T. Krishna Murthy, Supdt. Engineer and Sri M.V.C.H. Krishna Murthy, DAO along with other charged officer inviting his written statement of defence.

3. In the reference 4th and 5th read above, Sri T. Krishna Murthy, Supdt. Engineer and Sri M.V.C.H. Krishna Murthy, DAO have submitted their WSSD along with copies of evidences in support of their claim with a request to drop further action against them.

4. After examination of the WSSD of the individuals, it was decided to entrust the case to COI for conducting enquiry into the charges framed against him along with other charged officers as the WSSD of the individual found not satisfactory.

5. Accordingly in the reference 6th read above, Sri S. Satyhanarayana, Member, Commissioner of Inquires, was appointed as Inquiring Authority to conduct the enquiry into the charges framed against the individuals and in the reference 7th read above, the Inquiring Authority furnished the enquiry report. In his findings, the Inquiring Authority, held the charges framed against all the charged officers as proved.

6. In the reference 8th read above, a copy of the inquiry report has been communicated to Sri T. Krishna Murthy, Supdt. Engineer and Sri M.V.C.H. Krishna

Murthy, DAO with a request to submit their representations if any on the findings of the Inquiring Authority.

7. In the reference 9th and 10th read above, Sri T. Krishna Murthy, Supdt. Engineer and Sri M.V.C.H. Krishna Murthy, DAO have submitted their representations with a request to drop further action against him.

8. In his further representation in the reference 11th read above, Sri T. Krishna Murthy, Supdt. Engineer(Retd.) has submitted that based on the report of EnC(Irrigation) dt.15.10.2004, Government have waived the liquidated damages proposed by V&E in respect of both the works under agreement Nos.17/2000-01 and 18/2000-01 from the M/s Agha constructions taking into consideration of the report of the ENC(Irrigation) that the delays were considered beyond the control of the contractor and there was no violation of clause 14.8.2 of condition of agreement and in G.O.Rt.No. 927 I&CAD(Ser.VII.(V&E)A1) Dept., Dt. 30-07-2010 further action was also dropped against Sri B. Vidya Sagar, Supdt. Engineer(Retd.) and requested for dropping of further action against him.

9. Govt., after careful examination of the matter, have decided to consider the request of the individual and to drop further action against Sri T. Krishna Murthy, Supdt. Engineer(Retd.) and Sri M.V.C.H. Krishna Murthy, DAO(Retd.) as the charges were framed against them for violating the conditions of contract. Accordingly further action is hereby dropped against Sri T. Krishna Murthy, Supdt. Engineer(Retd.) and Sri M.V.C.H. Krishna Murthy, DAO (Retd.) of the case relating to non imposition of Liquidated damages of works in Singoor Project on the contracting firm M/s Agha constructions.

10. The I&CAD(Ser.II) Department/Engineer-in-Chief (AW) , I&CAD Department, Hyderabad shall take necessary further action.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**S.P. TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Individuals **through** Engineer- in -Chief (Admn.Wing), I&CAD Department, Hyderabad.
The Engineer- in -Chief (Admn.Wing), I&CAD Department, Hyderabad.
Copy to:
The I&CAD (Ser.II) Department
The Engineer-in-Chief, (Irrigation), Hyderabad
The General Administration (V&E) Department.
The Secretary to VC, APVC, Hyderabad.
SC/SF

//FORWARDED : BY ORDER//

SECTION OFFICER